FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 2653 OF 2006

Office notes, office Memoranda of appearances, Court's orders or directions & Registrar's orders.	Court's or Judge's Orders

Mr. Lalla i/b Lalla & Lalla for petitioner

Ms. M.M. Deshmukh, APP

CORAM: SMT. RANJANA DESAI, J.
DATED:-13/12/2006

P.C.:-

Heard Mr.Lalla for the petitioner and the learned APP.

The only grievance made in this petition is that though State has filed an application as far back as on 9/2/04 praying that permission to withdraw the prosecution against the petitioner be granted, the learned Judicial Magistrate, First Class, Ulhasnagar has not passed any order thereon. Hence the petition can be disposed of by giving appropriate direction to the learned Magistrate. Hence the following order:

"The Judicial Magistrate First Class, Ulhasnagar is directed to dispose of in accordance with law application dated 9/2/04 filed by the learned public prosecutor, Shri P.R. Rathod u/s 321 of Criminal Procedure Code in C.C. No. 193/92 praying for withdrawal of prosecution against the petitioners expeditiously and in any event within a period of two months from the date of receipt of this order by him.

It is made clear that I have not expressed any opinion on the merits of the said application.

Petition is disposed of in the aforestated terms.

JUDGE.